

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - RWS&S Dept., - Sri A. Sundar Rao, AE, Retired from Service on 31.08.2011 – Allegation of fraudulent check measurement without work at Pedajaggampeta Village of Nathavaram mandal, Visakhapatnam District under NREGS – Departmental proceedings initiated under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No.217

DATED:08.02.2013

Read the following:

1. From the ENC, RWS&S, Hyd. Lr No.Vig (I)/RWS &S/ 1367/201, dated:10.07.2012.
2. G.O.Ms.No.41, PR&RD (Vig.II) Department, dated 08.02.2013.

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O R D E R:

In pursuance of the sanction accorded under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 in the G.O. 2nd read above, for initiating departmental proceedings against Sri A. Sundar Rao, Assistant Engineer (Retired), Rural Water Supply & Sanitation, Nathavaram Mandal, it is proposed to hold an enquiry against Sri A. Sundara Rao, Assistant Engineer (now retired), Rural Water Supply & Sanitation Department in accordance with the procedure laid down in the rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-1). A list of documents by which and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed as Annexure.II and III.

3. Sri A. Sundar Rao, Assistant Engineer (Retd.), Rural Water Supply & Sanitation, Nathavaram Mandal, Visakhapatnam District is directed to submit within ten (10) days from the date of receipt of this order, a written statement of defence.

4. Sri A. Sundar Rao, Assistant Engineer (Retd.), Rural Water Supply & Sanitation, Nathavaram Mandal, Visakhapatnam District informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri A. Sundar Rao, Assistant Engineer (Retd.), Rural Water Supply & Sanitation, Nathavaram Mandal, Visakhapatnam District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the order/ directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte.

6. Attention of Sri A. Sundar Rao, Assistant Engineer (Retd.), Rural Water Supply & Sanitation, Nathavaram Mandal, Visakhapatnam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under

P.T.O.

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which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR) &
SECRETARY TO GOVERNMENT (RWS) (I/C)

To

Sri A. Sundar Rao, Assistant Engineer (Retired)

through the Engineer-in-Chief, Rural Water Supply & Sanitation,
Hyderabad.

The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad.

(with a request to serve and return the dated acknowledgement copy
and WSD)

Copy to:

SF/SC.

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI A. SUNDARA RAO, ASSISTANT ENGINEER (RETIRED).

Charge-I:

That Sri A. Sundara Rao, Assistant Engineer, Retired from Service on 31.08.2011 has committed Professional Misconduct and failed to discharge his Legitimate Duties by showing False Check Measurement in M. Book regarding the work “Construction of Sluice to Jaggamcheruvu, CC work of Pedajaggampeta (V) of Nathavaram Mandal under NREGS” even though the work was not executed, while he was working in Rural Water Supply & Sanitation, Nathavaram (M), Visakhapatnam District.

BASIS:

While working as Assistant Engineer, Rural Water Supply & Sanitation, Nathavaram (M), Visakhapatnam District Sri A. Sudara Rao was directed to look after the work of “Construction of Sluice to Jaggamcheruvu, CC Work of Pedajaggampeta (V) of Nathavaram Mandal”.

2. Further, the Social Audit Team which has done Physical Inspection on 24.01.2011 in respect of the above Work has reported and registered a Complaint bearing C.No - 4/2011 stating that the Earth Work was only done for Foundation and no other Work was done at all. But as per M. Book Sri A.Sundara Rao, Assistant Engineer (Retired) has Check Measured the work on 17.07.2012 stating that the Earth Work was done from 28.06.2010 to 03.07.2010 and CC Work was also shown as done and an amount of Rs. 1,32,390/- was transferred to joint Account of President and APO. Thus, he colluded with the MPDO, President of Village and committed False Check Measurement and recommended Payment thereby failing to discharge his Legitimate Duties due to professional Misconduct and Violated the Rule (3) of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

Hence, the Charge.

Charge-II

That Sri A.Sundara Rao, Assistant Engineer Retired from Service on 31.08.2011 has given false statement and recommended for payment during the Social Audit public hearing held on 30.01.2011 presided by additional Project Director, by assuring that the Work “Construction of Sluice to Jaggamcheruvu, CC Work of Pedajaggampeta (V) of Nathavaram Mandal” is in progress and in Final Stage and it will be handed over by next day, which is not correct and factual. Thus failed to discharge his legitimate duties.

Basis

As per the Report of Social Audit, Sri A.Sundara Rao, Assistant Engineer (Retired) has assured that the Work “Construction of Sluice to Jaggamcheruvu , CC Work of Pedajaggampeta (V) of Nathavaram Mandal ” is in Final Stage and will be handed over by next day during the Social Audit public hearing held on 30.01.2011 presided by Additional Project Director, which is a

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wrong statement given without verification of whether the work was done or not and recommended for payment. Thus, he committed irregularities which attracts CCA Rules.

Hence the Charge

V. NAGIREDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR) &
SECRETARY TO GOVERNMENT (RWS) (I/C)

SECTION OFFICER

ANNEXURE-II

STATEMENT SHOWING THE LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI A.SUNDARA RAO, ASSISTANT ENGINEER (RETIRED) ARE PROPOSED TO BE SUSTAINED.

- 1) Lr. Rc.No. PE /DVC /49/2011, Dt 19.05.2011 of District Collector, Chairman, DWMA, Visakhapatnam.

V. NAGIREDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR) &
SECRETARY TO GOVERNMENT (RWS) (I/C)

SECTION OFFICER

ANNEXURE-III

STATEMENT SHOWING THE LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI A.SUNDARA RAO, ASSISTANT ENGINEER (RETIRED) ARE PROPOSED TO BE SUSTAINED.

-NIL-

V. NAGIREDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR) &
SECRETARY TO GOVERNMENT (RWS) (I/C)

SECTION OFFICER